



USSN 10/035,383
Attorney Docket Number IR6561-00U

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Guenin, Eric, et al

SERIAL NUMBER: 10/035,383

ART UNIT: 1616

FILED: November 9, 2001

EXAMINER: S. Dodson

FOR: Elastomer Free, High Efficacy Antiperspirant Stick

Assistant Commissioner of Patents
U.S. Patent and Trademark Office
Washington, D.C. 20231

#17
8/9/02
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CERTIFICATE OF MAILING

I hereby certify that this paper, along with any other paper or fee referred to in this paper as being transmitted herewith, is being deposited with the United States Postal Service with sufficient postage as First-Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on

August 6, 2002

By:

Janet Knorr-Stonska
Janet Knorr-Stonska

Date:

August 6, 2002

TECH CENTER 1600/2900

RESPONSE UNDER 37 C.F.R. 1.136 and 37 C.F.R. 1.121

Dear Sir:

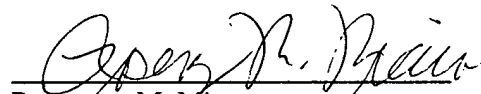
In response to the Office Action dated April 10, 2002, having an original time to respond of July 10, 2002, Applicants through their attorney and pursuant to 37 CFR 1.136, respectfully request that the period for replying Office Action be extended for a period of one (1) month from July 10, 2002, to August 10, 2002. Please charge the \$ 110.00 fee for the one month extension to Account No. 03-2455. The Commissioner is hereby authorized to charge any additional fees which may be required to Account No. 03-2455. A duplicate of this paper or duplicates of a separate petition for extension of time is provided for the charging of fees due herewith.

REMARKS

The Office Action of April 10, 2002, has been carefully considered. The Examiner has provisionally rejected Claims 1-14 on the basis of the judicially created doctrine of obviousness-type double patenting over copending application USSN 10/037,216 which was filed on the same day as the instant case. While it is believed that (a) this instant case and the cited case represent two distinct inventions, and (b) they were filed on the same date (and thus will expire on the same date), nevertheless in the interest of time a terminal disclaimer will be given here to overcome this rejection.

Thus, it is believed that the terminal disclaimer will put the instant case in a condition ready for allowance. Reconsideration of the case is respectfully requested and an early Notice of Allowability is earnestly solicited.

Respectfully submitted,


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Aug. 6, 2002